

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6509 of 1998

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.PARIKH

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

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RUBINE OIL TRADING CO.

Versus

STATE OF GUJARAT

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Appearance:

MR KIRIT I PATEL for Petitioner

MR. KT DAVE ASSTT. GP for Respondent No. 1

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CORAM : MR.JUSTICE M.S.PARIKH

Date of decision: 23/09/98

ORAL JUDGEMENT

Rule. Service of rule is waived by Mr. K. T. Dave, learned Assistant Government Pleader appearing for the respondent-State. Heard. The short grievance in this petition is that while admitting the revision application, the Government did not grant stay with regard to the cancellation of the licence in question. In my opinion, the Government should not have refused the

stay without assigning reasons in the facts and circumstances of the case. Hence following directions are issued :

2. The impugned order of refusing stay during the pendency of revision application before the State Government shall stand quashed and set aside and stay against the cancellation of licence will operate till the revision is finally disposed of by the revisional authority. Rule is made absolute in terms indicated hereinabove with no order as to cost.

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Vyas